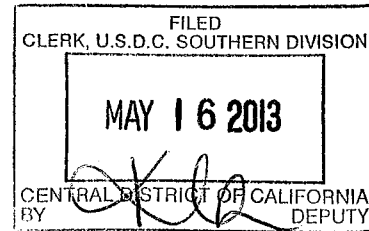


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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

JASON ANTOINE RODRIGUEZ,

Petitioner,

vs.

M. BITER,

Respondent.

Case No. CV 11-4128-VBF (RNB)

ORDER ACCEPTING FINDINGS  
AND RECOMMENDATIONS  
OF UNITED STATES  
MAGISTRATE JUDGE

Pursuant to 28 U.S.C. § 636, the Court has reviewed the operative First Amended Petition, the records on file herein, the Report and Recommendation of the United States Magistrate Judge, respondent's Objections to the Report and Recommendation, and petitioner's response thereto. Further, the Court has engaged in a de novo review of those portions of the Report and Recommendation to which objections have been made. The Court accepts the findings and recommendations of the Magistrate Judge.

IT THEREFORE IS ORDERED that Judgment be entered granting a conditional writ of habeas corpus as follows: Unless petitioner is brought to retrial within sixty (60) days of the date the Judgment herein becomes final (plus any

1 additional delay authorized under State law), respondent shall discharge petitioner  
2 from all adverse consequences of his conviction in Ventura County Superior Court  
3 Case No. 2007020088.

4  
5 DATED: May 13, 2013

*Valerie Baker Fairbank*  
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6 VALERIE BAKER FAIRBANK  
7 UNITED STATES DISTRICT JUDGE  
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